

1 Danning Jiang, Esq. (SBN: 196985)
LAW OFFICES OF DANNING JIANG
2 271 North First Street
San Jose, California 95113
3 Tel.: (408) 299-0800
4 Fax: (408) 299-0300
E-mail: Djjiang@jianglawgroup.com
5 Attorneys for Plaintiff and Counterclaim Defendant
China Intl Travel Services (USA), Inc.
6

7 Robert F. McCauley, Esq. (SBN: 162056)
robert.mccauley@finnegan.com
8 Jin Zhang, Esq. (SBN: 243880)
jin.zhang@finnegan.com
9 FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.
10 3300 Hillview Ave.
Palo Alto, CA 94304
11 Telephone: (650) 849-6600
12 Facsimile: (650) 849-6666

13 Attorneys for Defendant and Counterclaim Plaintiff
China & Asia Travel Service, Inc.,
14 d/b/a China International Travel Service (USA)

15 UNITED STATES DISTRICT COURT
16 NORTHERN DISTRICT OF CALIFORNIA
17 SAN FRANCISCO DIVISION

18 CHINA INTL TRAVEL SERVICES (USA),
19 INC.,

20 Plaintiff,

21 v.

22 CHINA & ASIA TRAVEL SERVICE, INC.,
23 D/B/A CHINA INTERNATIONAL TRAVEL
24 SERVICE (USA), and DOES 1-10, inclusive,

25 Defendants.

CASE NO. C 08-01293 MEJ

**STIPULATION AND [PROPOSED]
ORDER TO CONTINUE HEARING
ON DEFENDANT'S MOTION TO
DISMISS, OR IN THE
ALTERNATIVE, FOR SUMMARY
JUDGMENT, AND SETTING
DISCOVERY SCHEDULE**

26
27 WHEREAS, plaintiff and counterclaim defendant, China Intl Travel Services (USA),
28 Inc. ("Plaintiff"), filed its complaint on March 5, 2008;

WHEREAS, defendant and counterclaim plaintiff, China & Asia Travel Service, Inc.,
d/b/a China International Travel Service (USA) ("Defendant"), filed its Motion to Dismiss, or
In the Alternative, For Summary Judgment ("Motion") and its Answer, Defenses and
Counterclaims on March 31, 2008;

WHEREAS, the parties have not exchanged their initial disclosures or conducted other
discovery;

WHEREAS, the parties agree to exchange discovery relevant to the Motion prior to the
hearing on the Motion;

THEREFORE, the parties hereby stipulate, by their undersigned counsel, subject to the
Court's approval, to continue the hearing date of the Motion and to conduct discovery and briefing
related to the Motion under the following schedule:

ACTION	COMPLETION DATE
Written discovery requests (interrogatories, requests for admissions, document demands, etc.) due	April 25, 2008
Deposition notices due	May 15, 2008
Discovery responses (interrogatories, requests for admissions, document demands, etc.) due	May 27, 2008
Last day for completion of depositions	June 23, 2008
Plaintiff's Opposition due	July 10, 2008
Defendant's Reply due	July 17, 2008
Hearing for Motion	July 31, 2008, at 10:00 a.m.

SO STIPULATED:

Respectfully submitted,

Dated: April 7, 2008

LAW OFFICES OF DANNING JIANG

By: 

Danning Jiang
Attorneys for Plaintiff and Counterclaim Defendant
CHINA INTL TRAVEL SERVICES (USA), INC.

1 Dated: April 7, 2008

Respectfully submitted,

2 FINNEGAN, HENDERSON, FARABOW,
3 GARRETT & DUNNER, L.L.P.

4 By: 

Robert F. McCauley

5 Attorneys for Defendant and Counterclaim Plaintiff
6 CHINA & ASIA TRAVEL SERVICE, INC. d/b/a
7 CHINA INTERNATIONAL TRAVEL SERVICE
(USA)

8 PURSUANT TO THE STIPULATION, IT IS SO ORDERED.

9
10 Dated: _____

11 _____
The Honorable Maria-Elena James
United States Magistrate Judge